



STATE OF WASHINGTON  
**DEPARTMENT OF LICENSING**  
P. O. Box 9020, Olympia, WA 98507-9020

**COSMETOLOGY, BARBERING, ESTHETICS AND MANICURING  
ADVISORY BOARD MINUTES**

Date of Meeting: August 9th, 2004

Location: Red Lion Hotel  
Seattle Room  
18220 International Boulevard South  
SeaTac, Washington 98188  
(206) 246-5535

Board Members Present: Miriam Bausch, Sylvia Garcia, Elaine Montalvo, David Kile, LeeAnne Fournier, Berry Crosby Sr., Barry Bernier, Marlena Glymph and Donald Sharrett

Department of Licensing Staff Present: Fred Stephens, Director  
Trudie Touchette, Administrator  
Susan Colard, Inspection Manager  
Rosie McGrew, Licensing Manager  
Sandra Gonzales, Management Analyst

**Call to order**

Trudie Touchette, Administrator, called the meeting to order at 9:00 a.m.

**I. Introduction**

Trudie introduced the Board's newest members, Donald Sharrett and Marlena Glymph.

**II. Braiding**

- Trudie introduced Fred Stephens the Director of the Department of Licensing. The Director was at the meeting in order to address the board regarding his decision on the issue of natural hair braiding.

Mr. Stephens acknowledged a letter submitted to the Department by the Board on January 7, 2004 stating their support of regulating the practice of braiding hair.

The Director informed the Board that a suit had recently been filed against the Department by the Institute of Justice on behalf of an individual that was doing natural hair braiding. After consideration of the Board's letter and discussions with Trudie Touchette, Susan Colard and the Attorney General, a decision was made that the Department of Licensing would not regulate braiding at this time. That decision was

based primarily on the fact that the Department had no data or complaints on file for braiding; therefore, it appeared there was very little risk to the public. Mr. Stephens stated: "Having grown up in an environment where braiding was done, and having seen it for two generations, in my experience as an African American I could not understand why I would want to regulate the braiding of hair." He understood that this decision was contrary to that of the Board so he attended the meeting to address any questions or concerns that the Board might have. Mr. Stephens opened up the meeting for discussion.

**DeCharlene Williams**, DeCharlene's Beauty & Barber College, explained that when she went to school braiding was taught in the curriculum. She stated that she believed anyone who works with the public should be trained to do so to help limit harm and spread of disease. She noted that there is a skin condition that is most common in African Americans called Keloid skin. She stated that this type of condition could occur from braiding. She produced a picture of keloids for the Board to look at and noted that the professions should start deterring people from going to places that are not licensed.

**Victoria Kile**, Victoria's Academy of Cosmetology, asked if the Director would please ask the audience who all agreed with the decision that was made. No hands were raised in agreement.

**David Kile**, Board member, referenced RCW 18.16.010 as stating "...involves the use of tools and chemicals that may be dangerous when mixed or applied improper and therefore finds it necessary for the interest of the public..." He explained that the Board is here for the public. He believes it is for the public's health, safety, and welfare to regulate these practices in this state.

**Sylvia Garcia**, Board member, commented that the greatest concern of the Board and the industry when they had discussed braiding was the spread of diseases. She explained that Ringworm, Lice and Scabies are just a few of the diseases that can be spread by the common use of tools. The textbooks used in the schools show disorders that are specifically caused by braiding. Improper braiding causes receding hairlines and permanent hair loss. These issues are the reason the Board chose to support the regulation of braiding.

**Miriam Bausch**, Board member, asked the Director if his decision was based on the interpretation of the law and Attorney General's opinions?

Mr. Stephens explained that he met with the Attorney Generals. He asked if there had been any complaints submitted to the Department regarding braiding and there had been none. He asked for data from the Department's files and there was none. His decision was based on this information from these sources.

Ms. Bausch asked if the Director would consider retracting his decision based on the information he had received today? Mr. Stephens responded that he would look at the new information provided.

**LeeAnne Fournier**, Board member, commented that braiders are using chemicals. She explained that dipping fingers into wax or grease is considered using chemicals and those fingers are also considered tools.

**Denise Lichty**, Seattle Vocational Institute, asked where should they send the information to support these issues? Is the braiding of artificial hair included in this decision?

Mr. Stephens responded that information should be sent to Trudie Touchette and that his decision only included the braiding of natural hair.

**Denise Klug**, Clover Park Technical College: There are other disorders not mentioned that could cause permanent hair loss such as Traction Alopecia and Friction Alopecia. These are liabilities that need to be considered.

**Megan Ford**, South Seattle Community College asked that the Department please look at the law more carefully. Look at what the licensed individuals are doing to protect the public from the transmission of communicable diseases.

**Victoria Kile**, Victoria's Academy of Cosmetology, stated that she wrote the letter in regards to the regulation of braiding as Chair of the Board. She felt upset that the Director did not pay any attention to the industry and did not take the time to look into it more then asking a few questions. She asked if it were possible to change the decision.

In conclusion the Director stated that he would commit to re-evaluating his decision and will base that evaluation on data that would be provided to the Department after today's meeting.

### **III. Old Business**

- **Approval of minutes**

The May 10<sup>th</sup>, 2004 minutes were approved as written.

- **Action items from last meeting**

Sandra Gonzales, Management Analyst, explained the revenue statistics for Cosmetology.

### **IV. New Business**

- **New board members backgrounds**

Marlena Glymph stated that she has been in the industry for 13 years. She is from Renton, working at Future Look Hair Design II. Her specialty is barbering and esthetics.

She is honored to be on the board. She is looking forward to being apart of making change and raising the standards.

Donald Sharrett has worked in the industry since 1964 as a barber. He explained that he has taken the Apprentice, Master, Hairstyling, Cosmetology, and Instructor exams. His interest has always been in the Board. He has noticed a lot of changes since 1984. He is interested in seeing the system work cooperatively and comfortably for the public as well as for the small businesses and also the corporate structures. He hopes to bring some ideas and helpful direction to the Board and the community.

- **Presentation of Awards**

Trudie presented Victoria Kile and Anne Martin (not present) with certificates of appreciation. She wanted to thank them for their support over the years and all that they brought to the board as Chair and Vice Chair.

- **Election of Chair and Vice Chair**

Trudie opened the floor for nomination for Chair.

Sylvia Garcia nominated Barry Bernier for Chair. The motion was seconded and Barry declined

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Miriam Bausch nominated LeeAnne Fournier. The motion was seconded

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Barry Bernier nominated David Kile. Mr. Kile declined.  
Trudie asked if the Board were all in favor of LeeAnne for Chair.  
All were in favor, motion passed.  
LeeAnne was elected into the position of Chair.

Lee Anne opened the floor for nomination of Vice Chair.  
Miriam nominated Berry Crosby. The motion was seconded

David Kile nominated Marlena Glymph for Vice Chair. The motion was seconded.

LeeAnne opened for a vote for Berry Crosby.  
Three members were in favor.  
LeAnne opened for a vote for Marlena Glymph.  
Three members were in favor.

LeAnne opened for a second vote for Berry Crosby.  
Three members were in favor  
LeAnne opened for a second vote for Marlena Glymph.  
Three members were in favor.

LeeAnne cast the deciding vote for Marlena Glymph as Vice Chair.

- **Anne Martin's thank you letter to the Podiatry Board:**

Trudie noted that Anne had corresponded in email to the Department stating that she had sent a thank you letter to Dr. David Bernstein and the Podiatry Board for attending the May 10<sup>th</sup> meeting. The Department is still waiting for the brochure Dr. Bernstein was going to provide on what to look for when doing pedicures. Trudie will follow up on this with a phone call.

- **Inspection Reports**

Susan explained they have recently hired on a new inspector, Judy Burgeis. Marty Artz is now doing inspections also. Marty was formally in Regulatory Compliance. This raises the number of inspectors from 4 to 6. Currently the inspectors are in Seattle and they are expected to finish within three weeks. After Seattle is finished two inspectors will go to Eastern Washington and two will go north to the Blaine and Bellingham areas.

The Director has recently signed 2 orders issuing fines for unlicensed activity.

Total inspections for:

April: 322	Audits: 5
May: 168	Audits: 5
June: 105	Audits: 6

- LeeAnne asked Rosie why licenses are coming back without endorsements on them?

Rosie explained that there was a glitch in the system. She encourages those who have received these licenses to call her assistant Christopher Cope to have a new license printed.

## **V. Discussion Topics**

### **Kansas State Board of Cosmetology:**

Trudie read the correspondence from Kansas asking what Washington State's school facility and equipment requirements are. Trudie stated that there are no requirements for this in the law.

David Kile mentioned that there were at one time, but it was taken out because it was not under the Department of Licensing's jurisdiction. O.C.E.A. is regulating those now.

Trudie read another request from Kansas seeking to identify what topics should be covered in the minimum number of course hours required before students may work with the public. Kansas asked if Washington identifies what topics should be covered in those minimum hours. Trudie explained that as of this time Washington does not currently have this in the law.

Barry Bernier stated that his students must take an on-floor test to deem if they are capable of working with the public.

Sylvia mentioned that there used to be a 400-hour requirement when she was in school.

### **Apprenticeship Program**

Rosie stated that apprentices are in the shops now. She has received a list of 12 out of the 15 salons that are participating.

David asked how and where are they taking their theory hours?

Rosie explained that the students are required to take their theory hours in school.

Berry Bernier: Will we enforce having theory hours taken through licensed schools?

Trudie: Yes, we will. She stated that they would work with Labor and Industries to make sure that these requirements are met. Trudie noted that she would also send the Apprenticeship meeting minutes to everyone on the sign-in roster for the Board meeting.

Sylvia asked if any salons are in Eastern Washington?

Rosie stated she believes there are two salons, one in Yakima and one in Wenatchee.

Trudie mentioned that they would bring more detailed information from the Apprenticeship program to the next Board meeting.

Trudie mentioned that our representation for the apprenticeship committee is sparse. Rosie attends the meetings.

Donald Sharrett and Marlena Glymph stated that they were interested. Trudie noted that she would pass the names on.

- David asked if the Department could look into getting photo identification on the licenses?

Trudie stated that as long as the Department issues licenses through the mail she couldn't conceive of a way to do that. She noted that the inspector's are aware of the switching of pictures on the licenses and they are checking ID's.

## **VI. Public input**

Linda Newman Hensen, Cascade Beauty College, wanted to make the Board aware that people are cheating on the written exams using text messaging on cell phones.

Victoria Kile, Victoria's Academy, asked if inspectors are going into tanning salons? Her concern is that the tanning shops are doing body wraps. She also raised the question

that if Department receives a complaint that a tanning shop is doing body wraps is an investigation completed?

Susan responded that if inspectors see body wraps advertised they go in to inspect. The Department would complete an investigation if a complaint were received.

Victoria expressed concerns over nail salons providing waxing services. Susan responded that she would check with the inspectors to see if they were checking the price lists for services provided in the salons to ensure proper licensure. So far there have been no violations.

Victoria asked what happens if a manicurist receives a license that only states Cosmetology? Are they considered a licensed Cosmetologist?

Trudie: No, our system shows the correct license, but it is printing out the wrong wording. The inspectors will be watching for this out in the salons.

Victoria: What verification will the apprentices need to show that they have gotten their theory hours from a school?

Trudie: The Department will be checking for verification from the schools.

DeCharlene Williams, Decharlene's Beauty & Barber College: She has had a lot of calls from students with complaints about other schools not teaching them certain things. Students are coming to her wanting more hands on experience.

She is putting together a pamphlet for students needing financial aid. She was wondering if there were any information on where to send the students to get financial help?

Trudie: The Department doesn't have information on loans. She asked any of the Board members knew where to find this information.

Denise Lichty, Seattle Vocational Institute, wanted to know if Washington is going to a national written exam? When is this happening?

Trudie stated that the goal is July 2005. It still needs to go through the approval process.

David moved that the Board have a third party written exam, preferably one that is used by the majority of the states so it can have reciprocity.

Seconded by Sylvia Garcia.

Berry Crosby asked for David to give more detail of the benefits of having a third- party exam.

David explained that with a third party exam the following occur:

1. They already have the psychometricians
2. The test is annually evaluated
3. All the questions are in the text books
4. It's a written exam (which makes it harder to cheat)

If they have the practical and written exam from the same place there will be reciprocity with other states.

Trudie explained that the NIC written exam is now on computer through a company called Lasergrade. That company administers written exams to air traffic controllers. They are very good with security. They are currently being used for the instructor exam. There will be less testing sites than we have now but they represent the same area that we already have. Reciprocity would have to be added to the law.

Sylvia: What is the price of the test?

Trudie stated it is somewhere near the price of the instructor exam which is \$37.00.

Sylvia: The students would still have to pay \$25.00 for the application fee to the Department?

Trudie: That is under review.

LeeAnne: Called for a vote of those in favor of a third party written examination?

Everyone agreed. Motion passed to have a third party written exam; preferably one that is used by the majority of the states to have reciprocity.

Trudie will bring more information on Lasergrade and NIC written exams.

LeeAnne wanted to encourage the public to send in their views and documentation on braiding to Trudie so that she could forward it on to the Director.

Trudie mentioned that if the submitted complaints get specific with incidences it is best to try to get the individual that was harmed to write in.

Susan also asked to please let them know if something needs to be investigated.

Trudie would like to have the Board bring in their manuals to the next meeting.

The Board and Department staff introduced themselves to the new board members.

## **VII. Agenda Items for next Board meeting**

- Braiding
- Overview of the Advisory Board responsibilities
- Apprenticeship Committee representatives



**VIII. Adjournment:**

Meeting was adjourned at 11:39 a.m.

Future Board Meetings

November 15, 2004

February 14, 2005

May 9, 2005

August 8, 2005

November 14, 2005

Location: Red Lion Hotel Seattle Airport, SeaTac, Washington

(Previously named: West Coast SeaTac Hotel)

Prepared by:

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